

Attorney Docket No. 147-223P

**ADDED PAGE TO COMBINED DECLARATION AND POWER OF
ATTORNEY FOR SIGNING BY ADMINISTRATOR(TRIX),
EXECUTOR(TRIX) OR LEGAL REPRESENTATIVE ON BEHALF OF
DECEASED OR INCAPACITATED INVENTOR (37 CFR 1.42 AND 1.43)**

I,

Ms. Janina Lisso*(type or print name(s) of administrator(trix), executor(trix) legal representative or all heirs)*

hereby declare that I am a citizen of:

Germanyresiding at Mittelweg 2806862 RoßlauGermanyand that I am executing and signing the declaration to which this is attached as *(check one)*:☐

the administrator(trix) of

☐

executor(trix) of the last will and testament of

☒

legal representative (or heirs) of

Dieter Berger

Full name of (first, second, etc.) deceased or incapacitated inventor

Germany

Country of citizenship of deceased or incapacitated inventor

Berlin, Germany

Residence (City, State, and Country) of deceased or incapacitated inventor

Detmolderstr. 63, 10715 Berlin, Germany

Mailing Address of deceased or incapacitated inventor

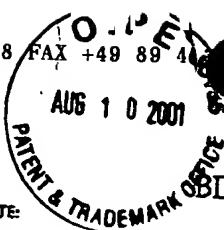
NOTE:

The name of the first, second, etc. deceased or incapacitated inventor should preferably also be filled in at the appropriate prior space of the declaration adding the words "deceased-completed on added page" or "incapacitated-completed on added page."

That, upon information and belief, I aver those facts which the inventor is required to state.

Date: 9.07.01

J- L
(Signature of administrator(trix), executor(trix)
legal representative (or all heirs))



PLEASE NOTE:
YOU MUST
COMPLETE THE
FOLLOWING

BIRCH, STEWART, KOLASCH & BIRCH, LLP

P.O. Box 747 • Falls Church, Virginia 22040-0747
Telephone: (703) 205-8000 • Facsimile: (703) 205-8050

Attorney Docket No. 147-223P

COMBINED DECLARATION AND POWER OF ATTORNEY FOR PATENT AND DESIGN APPLICATIONS

As a below named inventor I hereby declare that my residence, post office address and citizenship are as stated next to my name; that I verily believe that I am the original, first and sole inventor (if only one inventor is named below) or an original, first and joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Insert Title:

MEANS AND METHODS FOR MODULATING STOCHASTIC CHARACTERISTICS IN PLANTS

Fill in Appropriate
Information -
For Use Without
Specification
Attached:

the specification of which is attached hereto. If not attached hereto,

the specification was filed on April 3, 2001

United States Application Number: 09/106,767

and amended on _____

the specification was filed on October 12, 1998

International Application Number: PCT/EP 99/0769

amended under PCT Article 19 on _____

(if applicable) and/or

as PCT

and was

(if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I do not know and do not believe the same was ever known or used in the United States of America before my or our invention thereof, or patented or described in any printed publication in any country before my or our invention thereof, or more than one year prior to this application, that the same was not in public use or on sale in the United States of America more than one year prior to this application, that the invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representative or assigns more than twelve months (six months for designs) prior to this application, and that no application for patent or inventor's certificate on this invention has been filed in any country foreign to the United States of America prior to this application by me or my legal representative or assigns, except as follows:

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

Insert Priority
Information:
(if appropriate)

EP 98 119244.6

(Number)

ERO

(Country)

October 12, 1998

(Month/Day/Year Filed)

Priority Claimed

☐ Yes

☒ No

(Number)

(Country)

(Month/Day/Year Filed)

☐ Yes

☐ No

(Number)

(Country)

(Month/Day/Year Filed)

☐ Yes

☐ No

(Number)

(Country)

(Month/Day/Year Filed)

☐ Yes

☐ No

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional applications(s) listed below.

Insert Provisional
Application(s):
(if any)

(Application Number)

(Filing Date)

(Application Number)

(Filing Date)

All Foreign Applications, if any, for any Patent or Inventor's Certificate Filed More than 12 Months (6 Months for Designs) Prior to the Filing Date of This Application:

Country

Application Number

Date of Filing (Month/Day/Year)

Insert Requested
Information:
(if appropriate)

I hereby claim the benefit under Title 35, United States Code, §120 of any United States and/or PCT application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States and/or PCT application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information which is material to the patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

Insert Prior U.S.
Application(s):
(if any)

(Application Number)

(Filing Date)

(Status - patented, pending, abandoned)

(Application Number)

(Filing Date)

(Status - patented, pending, abandoned)

Attorney Docket No. 147-223P

I hereby appoint the following attorneys to prosecute this application and/or an international application based on this application and to transact all business in the Patent and Trademark Office connected therewith and in connection with the resulting patent based on instructions received from the entity who first sent the application papers to the attorneys identified below, unless the inventor(s) or assignee provides said attorneys with a written notice to the contrary:

Raymond C. Stewart
Joseph A. Kolasch
Bernard L. Sweeney
Charles Gorinstein
Leonard R. Svensson
Andrew D. Meikle
Joe McKinney Murcy
John W. Bailey
Gary D. Yacura
Mark J. Nuehl

(Reg. No. 21,066)
(Reg. No. 22,463)
(Reg. No. 24,448)
(Reg. No. 29,271)
(Reg. No. 30,330)
(Reg. No. 32,668)
(Reg. No. 32,334)
(Reg. No. 32,881)
(Reg. No. 33,416)
(Reg. No. 36,623)

Terrell C. Birch
James M. Slattery
Michael K. Munter
Gerald M. Murphy, Jr.
Terry L. Clark
Marc S. Weiner
Donald J. Daley
John A. Castellano
Thomas S. Ancherlonie

(Reg. No. 19,382)
(Reg. No. 28,380)
(Reg. No. 29,680)
(Reg. No. 28,777)
(Reg. No. 32,344)
(Reg. No. 32,181)
(Reg. No. 34,113)
(Reg. No. 35,194)
(Reg. No. 37,775)

Send Correspondence to:

BIRCH, STEWART, KOLASCH & BIRCH, LLP
P.O. Box 747 • Falls Church, Virginia 22040-0747
Telephone: (703) 205-4000 • Facsimile: (703) 205-8050

or Customer No. 2292

**PLEASE NOTE:
YOU MUST
COMPLETE
THE
FOLLOWING**

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of First
Inventor (Last, First,
Middle Initial)
Document to be Signed

Inventor's Residence
(Street, City, State & Country)

Inventor's Post Office
Address

Full Name of Second
Inventor, if any:
see above

Full Name of Third
Inventor, if any:
see above

Full Name of Fourth
Inventor, if any:
see above

GIVEN NAME/FAMILY NAME	INVENTOR'S SIGNATURE	DATE*
BERGER, Dieter	Legal Representative: Ms. Jarina Lisso	
Residence (City, State & Country)	CITIZENSHIP	
Berlin, Germany <i>DEX</i>	German	
MAILING ADDRESS (Complete Street Address including City, State & Country)		
Detmoldenstr. 65, 10715 Berlin, Germany		
GIVEN NAME/FAMILY NAME	INVENTOR'S SIGNATURE	DATE*
ALTMANN, Thomas	<i>Thomas Altmann</i>	
Residence (City, State & Country)	CITIZENSHIP	
Potsdam, Germany <i>DEX</i>	German	
MAILING ADDRESS (Complete Street Address including City, State & Country)		
Roßkastanienstr. 61, 14469 Potsdam, Germany		
GIVEN NAME/FAMILY NAME	INVENTOR'S SIGNATURE	DATE*
Residence (City, State & Country)	CITIZENSHIP	
MAILING ADDRESS (Complete Street Address including City, State & Country)		
GIVEN NAME/FAMILY NAME	INVENTOR'S SIGNATURE	DATE*
Residence (City, State & Country)	CITIZENSHIP	
MAILING ADDRESS (Complete Street Address including City, State & Country)		

*DATE OF SIGNATURE